

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

FRANKY TIRADO and TEDDY E.  
LOZADA, on behalf of themselves  
and all others similarly situated

Plaintiffs

vs

XPERTS CONSTRUCTION INC.  
and ALBERTO GONZALEZ, JR.

Defendants

CIVIL 18-1614CCC

**ORDER**

The Applications for Admission *Pro Hac Vice* filed on September 1, 2018 and September 5, 2018, respectively, by attorneys Don J. Foty and David W. Hodges, from the law firm Kennedy Hodges, LLP (**d.e. 4 and d.e. 6**), are GRANTED. The Application for Admission *Pro Hac Vice* filed by attorney Ricardo J. Prieto on September 1, 2018 (**d.e. 5**) is also GRANTED.

Having considered the Motion to Dismiss for Want of Personal Jurisdiction – Insufficient Service of Process Under Fed. R. Civ. P. 12(b)(5) filed by defendants on November 7, 2018 (**d.e. 8**), plaintiffs' opposition filed on November 21, 2018 (d.e. 9) and defendants' Reply filed on December 3, 2018 (d.e. 11),<sup>1</sup> the Motion to Dismiss is DENIED. Plaintiffs shall serve defendants

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<sup>1</sup>Defendants' Motion for Leave and for Extension of Time to File Reply to Plaintiffs' Response in Opposition filed on November 28, 2018 (**d.e. 10**) is GRANTED, retroactively.

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by publication no later than **MAY 25, 2019**, with proof of service filed immediately thereafter.

SO ORDERED.

At San Juan, Puerto Rico, on May 2, 2019.

S/CARMEN CONSUELO CEREZO  
United States District Judge